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Docket No.: 020187.0208PTUS
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
James Nadeau et al.

Application No.: 10/826,654

Confirmation No.: 2135

Filed: April 19, 2004

Art Unit: 1634

For: IMMUNO-AMPLIFICATION

Examiner: Frank W. M. Lu

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed September 28, 2006, Applicants hereby provisionally elect claims for continued examination.

The Examiner has required restriction between Group I. Claims 1-30 and 74-78; Group II. Claims 31-50; Group III. Claims 51-61; Group IV. Claims 62-69; Group V. Claims 70-73; Group VI. Claims 79-82, all drawn to a method of detecting an analyte; Group VII. Claims 83-112, drawn to a kit; Group VIII. Claim 113, drawn to a kit; and Group IX. Claim 114, drawn to a method of quantifying a non-nucleic acid analyte.

Applicants elect the claims of Group I, claims 1-30 and 74-78. Applicants elect the species (1), with claims directed to the hybridization blocker oligonucleotide which forms a hybrid comprising all of the bases of the first portion of the first oligonucleotide moiety and species (3) with claims directed to the hybridization blocker oligonucleotide which is combined simultaneously with the deblocker oligonucleotide. As noted by the Examiner, upon allowance of a generic claim, Applicants will be entitled to consideration of claims to not more than a reasonable number of species in addition to the elected species, provided that all claims to each

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